

CA06-65T

UNITED STATES OF AMERICA
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

CHAIRMAN:

Judge Wm. Terrell Hodges
United States District Court
Middle District of Florida

MEMBERS:

Judge John F. Keenan
United States District Court
Southern District of New York

Judge D. Lowell Jensen
United States District Court
Northern District of California

Judge J. Frederick Motz
United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vratil
United States District Court
District of Kansas

Judge David R. Hansen
United States Court of Appeals
Eighth Circuit

DIRECT REPLY TO:

Michael J. Beck
Clerk of the Panel
One Columbus Circle, NE
Thurgood Marshall Federal
Judiciary Building
Room G-255, North Lobby
Washington, D.C. 20002

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<http://www.jpml.uscourts.gov>

March 2, 2006

Honorable Eldon E. Fallon
U.S. District Judge
500 Poydras Street
C-456 Hale Boggs Federal Building
& U.S. Courthouse
New Orleans, LA 70130

Re: MDL-1657 -- In re Vioxx Marketing, Sales Practices and Products Liability Litigation

(See Attached Schedule CTO-43)

Dear Judge Fallon:

For your information, I am enclosing a copy of a conditional transfer order filed today by the Panel in this matter.

Very truly,

Michael J. Beck
Clerk of the Panel

By 
Deputy Clerk

cc: (See Attached List of Judges)

JPML Form 39B

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

MAR - 2 2006

FILED
CLERK'S OFFICE

DOCKET NO. 1657

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

***IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION***

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-43)

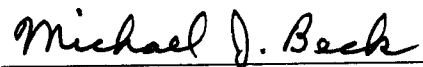
On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 3,259 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, 360 F.Supp.2d 1352 (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Michael J. Beck
Clerk of the Panel

SCHEDULE CTO-43 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ALABAMA MIDDLE	
ALM 2 06-127	James O. Struthers, etc. v. Merck & Co., Inc., et al.
ALM 3 06-128	Rosemary Leverett, etc. v. Merck & Co., Inc., et al.
ALABAMA NORTHERN	
ALN 2 06-184	Martha Faircloth, etc.v. Merck & Co., Inc.
ALN 2 06-226	Louise Partin v. Merck & Co., Inc., et al.
ALN 2 06-269	Freddie Walker Arnold, et al. v. Merck & Co., Inc.
ALN 2 06-315	Robert Glenn v. Merck & Co., Inc.
ALN 6 06-143	ReDonna Earle Wakefield Miller , etc. v. Merck & Co., Inc., et al.
ALN 7 06-281	Virginia A. Rogers v. Merck & Co., Inc.
ALABAMA SOUTHERN	
ALS 1 06-44	Robert Shawn Roach, et al. v. Merck & Co., et al.
ARKANSAS WESTERN	
ARW 4 06-4011	Dale A. Rogers v. Merck & Co., Inc.
ARIZONA	
AZ 4 06-42	Gerald Tuggle, et al. v. Merck & Co., Inc.
CALIFORNIA EASTERN	
CAE 2 06-241	Carol Lewis v. Merck & Co., Inc., et al.
CAE 2 06-281	Andrew Garrick, et al. v. Merck & Co., Inc., et al.
CAE 2 06-324	Manuel Chavez, et al. v. Merck & Co., Inc., et al.
CAE 2 06-330	William Morning, etc. v. Merck & Co., Inc., et al.
CALIFORNIA NORTHERN	
CAN 3 05-4949	Mary Zumut v. Merck & Co., Inc.
CAN 3 06-424	Marvin Knox v. Merck & Co., Inc.
CAN 3 06-716	Marilyn Artieres, etc. v. Merck & Co., Inc.
FLORIDA MIDDLE	
FLM 2 06-61	Natalie Jane Stewart v. Merck & Co., Inc., et al.
FLM 2 06-62	Susan Wright, etc. v. Merck & Co., Inc., et al.
FLM 3 06-104	Ruby A. Barbaree v. Merck & Co., Inc.
FLM 3 06-105	Laura D. Page, et al. v Merck & Co., Inc.
FLORIDA SOUTHERN	
FLS 1 06-20227	Gloria Jean Thomas v. Merck & Co., Inc.
FLS 9 06-80117	Edward Hettiger, etc. v. Merck & Co., Inc., et al.
IOWA NORTHERN	
IAN 1 05-174	Paul Nadermann, et al. v. Merck & Co., Inc.
IOWA SOUTHERN	
IAS 4 06-35	Christopher Wright, et al. v. Merck & Co., Inc.

DIST. DIV. C.A. #

CASE CAPTION

NEW YORK EASTERN

NYE 1 06-406
NYE 1 06-490
NYE 1 06-629

Basil Ebong, et al. v. Merck & Co., Inc.
Karen Padova v. Merck & Co., Inc.
Joan Reinhardt v. Merck & Co., Inc.

NEW YORK NORTHERN

NYN 3 06-114

Ralph Pratt, et al. v. Merck & Co., Inc.

NEW YORK SOUTHERN

NYS 1 06-545
NYS 1 06-792

Camille Gomez, et al. v. Merck & Co., Inc.
Thomas Jackson v. Merck & Co., Inc.

NEW YORK WESTERN

NYW 6 06-6065
NYW 6 06-6066
NYW 6 06-6067
NYW 6 06-6068
NYW 6 06-6069
NYW 6 06-6070
NYW 6 06-6074
NYW 6 06-6075
NYW 6 06-6090
NYW 6 06-6091
NYW 6 06-6097

Gergory Paterniti v. Merck & Co., Inc., et al.
George Adams v. Merck & Co., Inc., et al.
David Grace v. Merck & Co., Inc., et al.
Deborah Stroka v. Merck & Co., Inc., et al.
Bruce Stenzel v. Merck & Co., Inc., et al.
Beverley Porter v. Merck & Co., Inc., et al.
Ronald Ciura, etc. v. Merck & Co., Inc., et al.
Eugenia B. Lukasik, etc. v. Merck & Co., Inc., et al.
Michael Farciglia, et al. v. Merck & Co., Inc., et al.
Kristie L. Maracle, etc. v. Merck & Co., Inc., et al.
Pauline Dempsey v. Merck & Co., Inc., et al.

OHIO NORTHERN

OHN 1 06-274

Emily Joseph-Klein, etc. v. Merck & Co., Inc.

OKLAHOMA EASTERN

OKE 6 06-63

Darla Harris, etc. v. Merck & Co., Inc.

OKLAHOMA NORTHERN

OKN 4 06-49
OKN 4 06-64

Linda Rountree, et al. v. Merck & Co., Inc., et al.
Jimmie Neal Pope, et al. v. Merck & Co., Inc.

OKLAHOMA WESTERN

OKW 5 06-157

William Pickle, Sr. v. Merck & Co., Inc.

PENNSYLVANIA EASTERN

PAE 2 06-263
PAE 2 06-272
PAE 2 06-388
PAE 2 06-389
PAE 2 06-507
PAE 2 06-575
PAE 2 06-639

Alphonso Maxwell, Jr. v. Merck & Co., Inc.
Michael Getz, et al. v. Merck & Co., Inc.
Robbie Tallas, et al. v. Merck & Co., Inc., et al.
Robbie Tallas, et al. v. Merck & Co., Inc., et al.
Deborah Veysey, et al. v. Merck & Co., Inc., et al.
George V. Edwards, et al. v. Merck & Co., Inc., et al.
Carol Jones, etc. v. Merck & Co., Inc., et al.

PENNSYLVANIA WESTERN

PAW 2 06-144
PAW 2 06-145

Drew Schuckman v. Merck & Co., Inc.
Theodore Graban, Jr., et al. v. Merck & Co., Inc.

RHODE ISLAND

RI 1 06-65

Frank Detorie, et al. v. Merck & Co., Inc., et al.

INVOLVED JUDGES LIST (CTO-43)
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

Hon. William M. Acker, Jr.
 Senior U.S. District Judge
 481 Hugo L. Black U.S. Courthouse
 1729 5th Avenue, North
 Birmingham, AL 35203-0065

Hon. Henry Lee Adams, Jr.
 U.S. District Judge
 United States District Court
 11-200 U.S. Courthouse
 300 N. Hogan Street
 Jacksonville, FL 32202-4204

Hon. Micaela Alvarez
 U.S. District Judge
 U.S. District Court
 3245 U.S. Courthouse
 1300 Victoria Street
 Laredo, TX 7804

Hon. Carol Bagley Amon
 U.S. District Judge
 U.S. Courthouse
 225 Cadman Plaza East
 Brooklyn, NY 11201

Hon. Hon Joseph F. Anderson, Jr.
 Chief Judge, U.S. District Court
 P.O. Box 447
 Columbia, SC 29202-0447

Hon. Nancy F. Atlas
 U.S. District Judge
 9015 Bob Casey U.S. Courthouse
 515 Rusk Street
 Houston, TX 77002

Hon. Harry F. Barnes
 U.S. District Judge
 P.O. Box 1735
 El Dorado, AR 71731

Hon. Catherine C. Blake
 U.S. District Judge
 7310 Edward A. Garmatz Federal Bldg
 & U.S. Courthouse
 101 West Lombard Street
 Baltimore, MD 21201-2605

Hon. Alan N. Bloch
 Senior U.S. District Judge
 8370 U.S. Post Office & Courthouse
 700 Grant Street
 Pittsburgh, PA 15219

Hon. Christopher A. Boyko
 U.S. District Judge
 United States District Court
 15B Carl B. Stokes United States
 801 West Superior Avenue
 Cleveland, OH 44113

Hon. Robin J. Cauthron
 Chief Judge, U.S. District Court
 3301 U.S. Courthouse
 200 N.W. 4th Street
 Oklahoma City, OK 73102

Hon. Joy Flowers Conti
 U.S. District Judge
 5250 U.S. Post Office & Courthouse
 700 Grant Street
 Pittsburgh, PA 15219

Hon. L. Scott Coogler
 U.S. District Judge
 786 Hugo L. Black U.S. Courthouse
 1729 Fifth Avenue North
 Birmingham, AL 35203-2000

Hon. Timothy J. Corrigan
 U.S. District Judge
 United States Courthouse
 300 N. Hogan Street
 Suite 11-350
 Jacksonville, FL 32202

Hon. Virginia Maria Hernandez
 Covington
 U.S. District Judge
 3-160 U.S. Courthouse & Federal
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 2110 First Street
 Fort Myers, FL 33901

Hon. Marcia A. Crone
 U.S. District Judge
 U.S. District Court
 P.O. Box 1470
 Beaumont, TX 77706

Hon. Frank C. Damrell, Jr.
 U.S. District Judge
 15-200 U.S. Courthouse
 501 I Street
 Sacramento, CA 95814-2322

Hon. George B. Daniels
 U.S. District Judge
 410 Thurgood Marshall U.S.
 Courthouse
 40 Centre Street
 New York, NY 10007

Hon. Harwell G. Davis, III
 U.S. Magistrate Judge
 103 U.S. Post Office & Courthouse
 101 Holmes Avenue, N.E.
 Huntsville, AL 35801

Hon. Michael J. Davis
 U.S. District Judge
 14E U.S. Courthouse
 300 South Fourth Street
 Minneapolis, MN 55415

Hon. David S. Doty
 Senior U.S. District Judge
 14W U.S. Courthouse
 300 South Fourth Street
 Minneapolis, MN 55415

Hon. Claire V. Eagan
 Chief Judge, U.S. District Court
 411 Page Belcher Federal Bldg.
 & U.S. Courthouse
 333 West Fourth Street
 Tulsa, OK 74103

Hon. Keith P. Ellison
 U.S. District Judge
 Bob Casey United States District Court
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 Room 8631
 Houston, TX 77002

Hon. Joan N. Ericksen
 U.S. District Judge
 12W U.S. Courthouse
 300 South 4th Street
 Minneapolis, MN 55415

INVOLVED JUDGES LIST (CTO-43) MDL-1657

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Hon. David F. Levi
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Hon. Stephen N. Limbaugh
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Hon. Ronald E. Longstaff
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115 U.S. Courthouse
123 East Walnut Street
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Hon. Edmund V. Ludwig
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12614 James A. Byrne U.S.
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